

Rulemaking Hearing Rules  
of the  
Tennessee Regulatory Authority

Chapter 1220-4-1-.08 Name Changes for Public Utilities.

New Rule

1220-4-1-.08 Name Changes for Public Utilities

- (1) (a) Any public utility (i) changing its registered business name, (ii) adopting an assumed business name, or (iii) discontinuing the use of an assumed business name shall notify the Authority at least thirty days before offering services to Tennessee customers under a new name.
- (b) A public utility certificated in the state of Tennessee pursuant to Tenn. Code Ann. § 65-4-201 but not presently offering services to Tennessee customers shall notify the Authority of any change referenced above within thirty days of the change.
- (2) A notification of any change referenced in subsection (1)(a) above shall include all of the following:
  - (a) For public utilities operating as either a corporation, limited liability company, or limited liability partnership, verification that the public utility has registered the changed or assumed business name with the Office of the Tennessee Secretary of State in compliance with the requirements of Tenn. Code Ann. §§ 48-14-103, 48-54-103, 48-207-103, or 61-2-103,
  - (b) For public utilities providing telecommunications services in the state of Tennessee, verification that the changed or assumed business name has been recorded in the public utility's surety bond or letter of credit obtained pursuant to Tenn. Code Ann. § 65-4-125;
  - (c) If the public utility is currently serving end user customers in the state of Tennessee, a copy of the proposed notice to be sent to the utility's Tennessee customers for the purpose of informing these customers of the anticipated change in business name, adoption of an assumed business name, or removal of an assumed business name; and
  - (d) If the public utility intends to use more than one business name to provide services in the state of Tennessee, a notice specifying which services will be provided to customers under each name.
- (3) At its own discretion, the Authority may waive any of the requirements of subsection (2) of this rule for good cause.

**Authority:** T.C.A. §§ 65-2-101, 65-4-104, 65-4-201, 48-14-103, 48-54-103, 48-207-103, and 61-2-103.

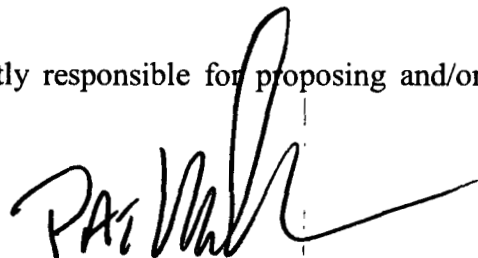
Legal Contact and/or party who will approve final copy for publication:

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Signature of the agency officer or officers directly responsible for proposing and/or drafting these rules:



Pat Miller  
Chairman

The roll-call vote by the Tennessee Regulatory Authority on these rulemaking hearing rules was as follows:

	Aye	No	Abstain
Deborah Taylor Tate, Chairman	<u>X</u>	<u>      </u>	<u>      </u>
Pat Miller, Director	<u>X</u>	<u>      </u>	<u>      </u>
Sara Kyle, Director	<u>X</u>	<u>      </u>	<u>      </u>
Ron Jones, Director	<u>X</u>	<u>      </u>	<u>      </u>

I certify that this is an accurate and complete copy of rulemaking hearing rules, lawfully promulgated and adopted by the Tennessee Regulatory Authority on the 24th day of May, 2004.

Further, I certify that the provisions of T.C.A. § 4-5-222 have been fully complied with, that these rules are properly presented for filing, a notice of rulemaking has been filed in the Department of State on the 27th day of February, 2004, and such notice of rulemaking hearing having been published in the March, 2004 issue of the Tennessee Administrative Register, and such rulemaking hearing having been conducted pursuant thereto on the 26th day of April, 2004.



Pat Miller  
Chairman

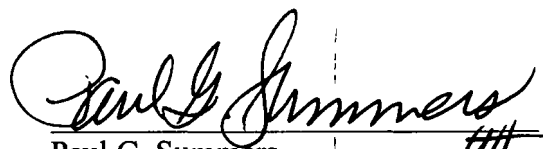
Subscribed and sworn to before me this the 8 day of April, 2005.



Notary Public

My commission expires on the 28 day of May, 2006


All rulemaking hearing rules provided for herein have been examined by the Attorney General & Reporter of the State of Tennessee and are approved as to legality pursuant to the provisions of the Administrative Procedures Act, Tennessee Code Annotated, Title 4, Chapter 5, Section 211.



Paul G. Summers  
Attorney General & Reporter

The rulemaking hearing rules set out herein were properly filed in the Department of State on the 14 day of July, 2005, and will become effective on the 27 day of Sept., 2005.

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 Riley C. Darnell  
Secretary of State

By: 